

**Permitting and Assistance Branch Staff Report**  
New Minor Waste Tire Facility Permit for  
Southbay Production, LLC  
TPID No. 1770882  
February 12, 2014

**Background Information, Analysis, and Findings:**

This report was developed in response to a New Minor Waste Tire Facility Permit (WTFP) application received from the operator of Southbay Production, LLC, located at 505 East G Street, in Wilmington (City of Los Angeles).

An application for a New Minor WTFP was received by Permitting and Assistance Branch staff on January 15, 2014, revised January 28, 2014, and was accepted as complete on January 30, 2014. Pursuant to Title 14, California Code of Regulations (14 CCR), Section 18425, CalRecycle has 180 calendar days from the date the application is accepted as complete to either issue or deny the issuance of a Minor WTFP. CalRecycle is required to act by July 29, 2014.

**Findings:**

Staff recommends approval of the issuance of the proposed Minor WTFP. All of the required submittals and findings required by 14 CCR Section 18431 have been met to support issuance. The findings that are required to be made by CalRecycle when reaching a determination are summarized in the table below. The documents on which staff's findings are based are permanently maintained by the Waste Permitting, Compliance, and Mitigation Division.

The following table summarizes staff's findings relative to the permit application:

	Findings	
Compliance with Tire Storage Standards, 14 CCR Sections 17350-17356	Staff of the Waste Evaluation and Enforcement Branch (WEEB) conducted an inspection of the facility on February 5, 2014, and no violations were cited. See additional compliance information below in the Compliance History Section.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Application Forms (500-504) - 14 CCR Sections 18431(a) through (f)	All application forms were accepted by Permitting and Assistance Branch staff as complete on January 30, 2014.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Local Requirements 14 CCR Section 18431(h)	<i>Local Vector Control:</i> Mark Daniel, with the Greater Los Angeles County Vector Control District, approved of the storage practices in a letter dated January 9, 2014.  <i>Local Fire Authority:</i> Inspector John Dallas, with the Los Angeles Fire Department, found the site was in compliance with the Fire Code. A Local Fire Approval Form was signed by Mr. Dallas on December 30, 2013.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable

California Environmental Quality Act (CEQA)	Staff of the Permitting and Assistance Branch found that the issuance of the Minor Waste Tire Facility Permit is categorically exempt from the requirements of CEQA. See additional CEQA information below in the Environmental Analysis section.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Reviewed by: CalRecycle Legal Office	February 12, 2014	
Waste Evaluation and Enforcement Branch	February 5, 2014	

### **Compliance History:**

Staff of the WEEB conducted a pre-permit inspection on February 5, 2014, and found the facility to be in compliance with applicable state minimum standards.

### **Environmental Analysis:**

Under the California Environmental Quality Act (CEQA), CalRecycle must consider, and avoid or substantially lessen where possible, any potentially significant environmental impacts of the proposed Minor WTFP before CalRecycle issues that permit. In this case, CalRecycle is the lead agency under CEQA and must make a determination as to whether this proposed WTFP is categorically or statutorily exempt or additional CEQA analysis is necessary in the form of a Negative Declaration or Environmental Impact Report.

The proposed WTFP is considered to be a project under CEQA [CEQA Guidelines 15378(a)(3)] and the facility is required to obtain a WTFP pursuant to 14 CCR Section 18420, for the storage of up to 4,999 waste tires.

Southbay Production, LLC, will receive waste tires via trucks and trailers and offload into the tire processing system for shredding. There will be two tires storage areas, each 1,500 cubic feet (30 feet length by 10 feet width by 5 feet high), located immediately south of the tire processing system. The waste tires will be reduced to two (2) inch sized tire derived fuel chips and loaded onto shipping containers for delivery to the Port of Long Beach. All equipment related to the waste tire shredding operation is portable.

Southbay Production, LLC, operates within a Heavy Manufacturing (M2) zone, and is consistent with the Wilmington-Harbor City Community Plan and zoning designation. The Negative Declaration, SCH No. 1998011057, for the Wilmington-Harbor City Community Plan was circulated for a 30 day review period from January 26, 1998 to February 25, 1998. The City of Los Angeles adopted the Wilmington-Harbor City Community Plan, together with the Negative Declaration, on July 14, 1999. In a letter, dated January 10, 2014, the City of Los Angeles, Department of Planning, determined that the proposed use is allowable under the M2 zone designation.

Staff prepared a Preliminary Review to determine whether a statutory exemption is adequate for CalRecycle's approval of this Minor WTFP. The Preliminary Review indicates that the proposed project:

- Involves the operation of a facility within the permitted land use and zoning designation;
- Does not allow relaxation of standards leading to environmental degradation;

- Will have no reasonable possibility of significant environmental impacts; and
- Will not involve cumulative impacts that are significant.

CalRecycle staff made the finding/determination that the Statutory Exemption: General Rule Exemption, 14 CCR Section 15061(b)(3), is appropriate for CalRecycle's issuance of this proposed Minor WTFP. Staff recommends that CalRecycle, acting as the lead agency under CEQA, prepare a Notice of Exemption, based on the General Rule Exemption, to be filed with the State Clearinghouse after CalRecycle's issuance of the Minor WTFP, in that the activity is not subject to further CEQA review. Furthermore, there are no grounds under CEQA for CalRecycle to prepare any additional environmental documents.

Staff further recommends the General Rule Exemption is adequate for the Branch Chief's environmental evaluation of the proposed project for those project activities which are within CalRecycle's expertise and authority, or which are required to be carried out or approved by CalRecycle.

The administrative record for the decision to be made by CalRecycle includes the proposed Minor WTFP and all of its components and supporting documentation, this staff report, the Notice of Exemption and other documents and material utilized by CalRecycle in reaching its decision on issuing this WTFP. The custodian of CalRecycle's administrative record is Dona Sturgess, Legal Office, Department of Resources Recycling and Recovery, P.O. Box 4025, Sacramento, CA 95812-4025.

#### **Public Comment**

No public comments were received by CalRecycle staff.

Attachment: Minor WTFP